

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
vs.)	Case No. 4:08CV1636 CDP
)	
LAMAR E. BREW)	
)	
Defendant.)	


DEFAULT JUDGMENT

Plaintiffs have requested an entry of default judgment under Federal Rule of Civil Procedure 55(b)(1). Plaintiffs obtained a Clerk's Entry of Default on January 23, 2009.

Because plaintiff has directed this request to the court, and not to the clerk, I will treat the request as a request for default judgment under Fed. R. Civ. P. 55(b)(2). Under 55(b)(2), I may enter a default judgment for a sum certain without a hearing, if I do not need a hearing to determine the amount of damages. *See W. Surety Co. v. Beck Elec. Co., Inc.*, 2008 WL 345821, at *6 (W.D.N.C. Feb. 5, 2008)(citing *Fisher v. Taylor*, 1 F.R.D. 448 (E.D. Tenn. 1940)). Based on the complaint and affidavits in the record, I am able to calculate the amount of damages.

Accordingly,

IT IS HEREBY ORDERED that judgment by default is hereby entered in favor of the plaintiff, United States of America, and against defendant LAMAR BREW, in the sum of \$7,131.56 (\$4,998.99 principal, \$2,132.57 interest to the date of this order, February 3, 2009), plus post-judgment interest as provided by law.


CATHERINE D. PERRY
UNITED STATES DISTRICT JUDGE

Dated this 3rd day of February, 2009.